



DISTRICT COURT OF MARYLAND FOR Cumberland/Allegany County

(City / County)

LOCATED AT (COURT ADDRESS)

3 PERSHING STREET
CUMBERLAND, MARYLAND 21502

D-121-CR-23-001070

ATED CASES:



COMPLAINANT

DEFENDANT

Detective Nicholas Mazzone
Printed Name
Cumberland Police Dept. - C3I 20 Bedford Street

Number and Street Address
CUMBERLAND, MARYLAND 21502 301-759-6491
City, State and Zip Code

BD C3I 0202
Agency, Sub-Agency, and I.D.# (Officer Only)

Cameron Elijah Naecker
Printed Name
418 Seymour Street

Number and Street Address
Cumberland MD 21502 240-967-9439
City, State and Zip Code Telephone

CC# C2023-14640/CI2023-00207

DEFENDANT'S DESCRIPTION: Driver's License# MD N-260-108- Sex M Race W Ht 6-01 Wt 155
209-871
Hair Brown Eyes Blue Complexion Other D.O.B. 11/13/2000 ID

APPLICATION FOR STATEMENT OF CHARGES

Page 1 of 2

I, the undersigned, apply for a statement of charges and a summons or warrant which may lead to the arrest of the above named Defendant because on or about 06/20/2023 at 404 Grand Avenue, Cumberland,

Allegany County Maryland 21502

, the above named Defendant

See Continuation

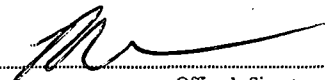
(Concise statement of facts showing that there is probable cause to believe that a crime has been committed and that the Defendant has committed it)

(Continued on attached 1 pages) (DC/CR 1A)

I solemnly affirm under the penalties of perjury that the contents of this Application are true to the best of my knowledge, information and belief.

07/20/2023

Date


Officer's Signature

I have read or had read to me and I understand the Notice on the back of this form.

Date

Subscribed and sworn to before me this

Time: 11 P M

Judge/Commissioner

day of

Applicant's Signature

Month

Year

W. Wilhelm C010

I understand that a charging document will be issued and that I must appear in court on

Date

at ☒ when notified by the Clerk, at the Court location shown at the top of this form.

Time

☒ I have advised applicant of shielding right.

☐ Applicant declines shielding.

☐ I declined to issue a charging document because of lack of probable cause.

Date

03/001237440

Commissioner

Applicant's Signature

W. Wilhelm C010
Commissioner

I.D.



LOCATED AT (COURT ADDRESS)

**3 Pershing Court
Cumberland, Maryland 21502**DISTRICT COURT
CASE NUMBER

D121R 23001070

DEFENDANT'S NAME (LAST, FIRST, M.I.)

APPLICATION FOR STATEMENT OF CHARGES (CONTINUED) Page 2 of 2

On 06/23/2023, I, Detective Nicholas Mazzone, received an email from Mary Stickley of the Maryland Department of Public Safety & Correctional Services (DPSCS). Stickley received information of an allegation that Cameron Naecker 22YOA and Yasmin Aviles 15YOA were involved in a sexual relationship. Police records documented that Yasmin Iliana Aviles to be 15YOA, DOB 01/28/2008 and Cameron Elijah Naecker to be 22YOA, DOB 11/13/2000. Due to the age difference, vaginal intercourse and or sexual acts between the two would be in violation of third-degree sex offense and other related offenses.

Further information was obtained that on 06/21/2023, both Cameron and Yasmin were located in an abandoned residence at 404 Grand Avenue, Cumberland Maryland. Both were arrested by the Cumberland City Police Department for fourth degree burglary. While clearing the residence, Cumberland Police officers observed a mattress on the second floor surrounded by various food items, a torn and open condom wrapper, clothing, and a leather belt. While on scene, Yasmin requested to go back upstairs to get her phone and Cameron asked Yasmin to get his belt.

On 07/06/2023, investigators from C3I contacted Yasmin agreed to a recorded interview. Yasmin disclosed that her relationship with Cameron was only over a span of 5-6 days. On what was described to be the 4th or 5th day, on 06/20/2023, at 404 Grand Avenue, Cumberland, Allegany County Maryland, she engaged in consensual vagina intercourse two times with Cameron. Yasmin confirmed this date by stating it was the day before they were located and arrested inside the same residence. She also confirmed that Cameron was aware that she was only 15 years old.

A search warrant was authored and issued for Yasmin's white in color iPhone. I observed the following as a result of the search warrant:

- Multiple photographs of Cameron shirtless
- Multiple photographs of Cameron and Yasmin holding each other
- Photograph of Cameron's tongue touching Yasmin's tongue.

This investigator believes there is probable cause that Cameron Elijah Naecker to be in violation of Third Degree Sex Offense and other related charges.

All events occurred in Allegany County Maryland.

7/20/23

Date

Applicant's Signature

23-00133 7442



DISTRICT COURT OF MARYLAND FOR Allegany County

Located at 123 S Liberty St, 2nd Floor, Cumberland, Maryland 21502-3005



Case No. D-121-CR-23-001070

STATE OF MARYLAND

VS.

NAECKER, CAMERON ELIJAH

COMPLAINANT:

Officer: MAZZONE, NICHOLAS DETECTIVE

Agency/Subagency: BD C31

Officer ID: 0202

418 SEYMOUR STREET
CUMBERLAND, MD 21502

CC#: C312300207

LID:

Race: W Sex: M

DOB: 11/13/2000

SID:

DL#: N-260-108-209-871 MD

Ht: 6' 1" Wt: 155

Home phone:

FBI#:

Hair: BRO Eyes: BLU

Cellphone: 240-967-9439

STATEMENT OF CHARGES

UPON THE FACTS CONTAINED IN THE APPLICATION OF Officer: MAZZONE, NICHOLAS DETECTIVE IT IS FORMALLY CHARGED THAT NAECKER, CAMERON ELIJAH at the dates, times and locations specified below:

| NUM | CHG/CIT | STATUTE | PENALTY | DESCRIPTION OF THE CHARGE |
|-----|---------|----------|---------|--|
| 001 | 3 3600 | CR 3 307 | 10 Y | SEX OFFENSE THIRD DEGREE On or About 06/20/2023 404 GRAND AVENUE CUMBERLAND, ALLEGANY COUNTY, MARYLAND ...did unlawfully commit a sexual offense in the third degree upon, Yasmin Iliana Aviles, in violation of CR 3-307 of the Annotated Code of Maryland. Against the Peace, Government, and Dignity of the State. |

**FAILING TO APPEAR FOR COURT WILL
RESULT IN A WARRANT FOR YOUR ARREST!**
If you have not received a trial date within 14 days,
Call 301-723-3100, EXT #2, or inquire online at
<http://casesearch.courts.state.md.us/casesearch/>
You must report mailing address changes to the Court!

Date : 07/20/2023 Time : 1:26 PM

Tracking No. 231001337442

Judicial Officer:

W. Wilhelm C010
Commissioner

C010

**NOTICE OF ADVICE OF RIGHT TO COUNSEL FOR ALL JUDICIAL PROCEEDINGS
TO THE PERSON CHARGED:**

D 1011223 001070

1. This paper charges you with committing a crime.
2. If you have been arrested and remain in custody, you have the right to have a judicial officer decide whether you should be released from jail until your trial.
3. If you have been served with a citation or summons directing you to appear before a judicial officer for a preliminary inquiry at a date and time designated or within five days of service if no time is designated, a judicial officer will advise you of your rights, the charges against you, and penalties. The preliminary inquiry will be cancelled if a lawyer has entered an appearance to represent you.
4. You have the right to have a lawyer.
5. A lawyer can be helpful to you by:
 - (A) explaining the charges in this paper;
 - (B) telling you the possible penalties;
 - (C) explaining any potential collateral consequences of a conviction, including immigration consequences;
 - (D) helping you at trial;
 - (E) helping you protect your constitutional rights; and
 - (F) helping you to get a fair penalty if convicted.
6. Even if you plan to plead guilty, a lawyer can be helpful.
7. If you are eligible, the Public Defender or a court-appointed attorney will represent you at any initial appearance before a judicial officer and at any proceeding under Rule 4-216.2 to review an order of a District Court commissioner regarding pretrial release. If you want a lawyer for any further proceeding, including trial, but do not have the money to hire one, the Public Defender may provide a lawyer for you. To apply for Public Defender representation, contact a District Court commissioner.
8. If you want a lawyer but you cannot get one and the Public Defender will not provide one for you, contact the court clerk as soon as possible.
9. **DO NOT WAIT UNTIL THE DATE OF YOUR TRIAL TO GET A LAWYER.** If you do not have a lawyer before the trial date, you may have to go to trial without one.

Contact information for District Court Commissioner's Offices can be found at:

<http://www.mdcourts.gov/district/directories/commissionermap.html>

If you require further information about qualifying for a Public Defender, call 1-833-453-9799.

NOTICE TO DEFENDANT

1. **MUST APPEAR** - If the offense with which you are charged is a 'MUST APPEAR' offense, you may not waive trial but are required to appear in court when notified. Drivers who receive payable citations included with a "Must Appear" citation automatically will receive a trial date notice for all citations. PLEASE NOTE THAT FAILURE TO APPEAR MAY RESULT IN A WARRANT FOR YOUR ARREST.
2. **PRESET FINE** - If ALL of your charges are marked "Payable", you must comply with one of the following within 30 days after receipt of the citation/summons.
 - OPTION #1** - Pay the full amount of the preset fine for each violation.
 - OPTION #2** - Request a waiver hearing regarding sentencing and disposition instead of trial - Plead Guilty With an Explanation. Do not send payment.
 - OPTION #3** - Request a trial date, time, and place established by the District Court of Maryland by writ or trial notice. Do not send payment.

Please note that payment of the preset fine will result in conviction for the offense(s) charged being entered against you and the case being closed. Please note further that points will be assessed by MVA on your driving record after conviction of a violation of the Motor Vehicle Laws of this State. Failure to pay the preset fine or to appear at trial, after notice, will result in the suspension of your driving privileges by the Motor Vehicle Administration.

FOR MORE INFORMATION AND TO PAY CITATIONS:

Visit the MD Judiciary Website at www.mdcourts.gov/district or call the Interactive Voice Response (IVR) System for trial dates, court locations, and directions.

From all areas including out-of-state calls: 1-800-492-2656
TTY users call Maryland RELAY: 711

I have read or have had read to me the contents of the above notice and acknowledge receipt of a copy thereof.

Date

Defendant

Date

Judge/Commissioner

IMPORTANT NOTICE

D/211623001070

The attached papers charge you with committing a crime. Depending on the crime charged, a **jail sentence** could be imposed by the court if you are found guilty. You have a right to be represented at trial by a lawyer. **ACT IMMEDIATELY** to obtain a lawyer. If you cannot afford a lawyer, you may apply for the Public Defender through the **District Court Commissioner** who will determine if you are eligible for the Public Defender to represent you at trial. If you wait too long to retain the Public Defender or private counsel you can be made to stand trial without a lawyer. Applications are accepted at any District Court Commissioner's Office during operating hours. Please contact the office listed below for operating hours:

District Court Commissioner Station for Allegany County
123 SOUTH LIBERTY STREET, 2ND FLOOR
Cumberland, MD 21502-3045
1-833-453-9799

You should bring the following papers to apply for the Public Defender's services:

1. Court charging documents/traffic tickets. (Statement of Charges/all documents issued to you by court).
2. Trial date notices from the court. (You may apply even if no trial date has been received.)
3. If you are employed:
Written proof of salary, pay stubs, or other written verification of income for the last two pay periods.
4. If you are unemployed:
Proof of public assistance, medical assistance, Social Security or Supplemental Security Income (SSI), or other assistance you are receiving.

For more information on operating hours or locations visit the Maryland Judiciary website:
mdcourts.gov/district/directories/commissionermap
If you require further information about qualifying for the Public Defender, call 1-833-453-9799.

IMPORTANT

IF THE COMMISSIONER DETERMINES THAT YOU ARE ELIGIBLE TO BE REPRESENTED BY THE PUBLIC DEFENDER AT TRIAL, YOU WILL RECEIVE A **FINAL QUALIFICATION** IN WRITING. ONCE YOU HAVE RECEIVED THE FINAL QUALIFICATION, ALL QUESTIONS SHOULD BE DIRECTED TO THE PUBLIC DEFENDER'S OFFICE:

The address of the Public Defender is:

**30 NORTH MECHANIC STREET
CUMBERLAND, MARYLAND 21502**

Their telephone number is: **301-777-2142**

The Office of the Public Defender is open weekdays from 8:30 a.m. to 4:30 p.m.

I have read, or have had read to me, the contents of the above notice and acknowledge receipt of a copy thereof.

DATE

SIGNATURE OF DEFENDANT

**IF YOU DO NOT HAVE A LAWYER ON THE TRIAL DATE, YOU MAY
HAVE TO GO TO TRIAL WITHOUT THE ASSISTANCE OF A LAWYER.**



DISTRICT COURT OF MARYLAND FOR Allegany County

Located at 123 S Liberty St, 2nd Floor, Cumberland, Maryland 21502-3005

Case No. D-121-CR-23-001070

STATE OF MARYLAND

VS.

NAECKER, CAMERON ELIJAH

418 SEYMOUR STREET

CUMBERLAND, MD 21502-0000

C-2023-14640

CC#: C312300207

Tracking No: 231001337442

Home phone:

Cellphone: 240-967-9439

Charge | Statute | Arrest

Charge | Statute | Arrest

SEX OFFENSE THIRD DEGREE | CR 3 307 |

Date: 07/20/2023

ARREST WARRANT

Warrant Control No. D230053294

STATE OF MARYLAND, Allegany County

TO ANY PEACE OFFICER:

An order of the court was entered on 07/20/2023, ordering the arrest of NAECKER, CAMERON ELIJAH to be brought before this court for an Initial Appearance.

YOU ARE ORDERED to immediately arrest the above-named person who resides or may be located at: 418 SEYMOUR STREET, CUMBERLAND, MD 215020000.

IF THE DEFENDANT IS NOT IN CUSTODY FOR ANOTHER OFFENSE,

Initial appearance is to be held in county in which defendant is arrested.

YOU ARE FURTHER DIRECTED:

☒ to immediately take this person before a judicial officer of the District Court; or if the warrant so specifies, before a judicial officer of the circuit court. An appearance by video satisfies the requirements of this directive.

☐ to hold this person at _____ pending their appearance in the above-named court on the first sitting of the court following their apprehension.

☐ **IF THE DEFENDANT IS IN CUSTODY FOR ANOTHER OFFENSE, this warrant is to be lodged as a detainer for the continued detention of the defendant for the offense charged in the charging document. When the the defendant is served with a copy of the charging document and warrant, the defendant shall be taken before a judicial officer of the district court; or if the warrant so specifies, before a judicial officer of the circuit court.**

☐ _____
Specify other directions as needed

LOCAL DETENTION CENTER, JAIL OR BOOKING FACILITY: YOU ARE ORDERED to:

☐ Receive from any officer the body of the above-named defendant who is COMMITTED TO YOUR CUSTODY.

☐ Transfer the defendant to: _____
Facility Name and Address

The defendant, once transferred, shall be taken without unnecessary delay, before this court during the next session to answer these charges.

Date: 07/20/2023 Time: 1:36 PM

W. Wilhelm C010 ID: C010

Judge/Commissioner/Clerk of the Circuit Court

Commissioner

Description: Driver's License # N260108209871 MD Race: W Sex: M Ht: 6' 01" Wt: 155 Hair: BRO Eyes: BLU

DOB: 11/13/2000 FBI #

SID #

Complexion _____ Tattoos, Marks, Scars _____ Other _____

Given to Law Enforcement Agency: CUMBERLAND POLICE DEPT C3I UNIT

RETURN OF SERVICE

☐ I certify that at _____ M on _____ at _____
Time Date
I executed this arrest warrant by arresting the person named above
Place
and delivered a copy of the arrest warrant to them.

☐ I left a copy of the warrant and charging document as a detainer for the continued detention of the person named above at: _____

Detention Facility

Address

Signature of Peace Officer

Title

Agency

Sub-Agency

ID Number